

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDESName of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**

21:841(a)(1), (b)(1)(B)(iii)

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**PENALTY:**

See Attachment A

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FBI

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM

KEVIN V. RYAN

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

AUSA GARTH HIRE

DEFENDANT - U.S.

Kay Homer Daniels, III

DISTRICT COURT NUMBER

CRO6-00700

MJJ

DEFENDANT**IS NOT IN CUSTODY**1) ☒ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

**DATE TRANSFERRED
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS*☒ WARRANT

Bail Amount: No Bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

**ATTACHMENT A
PENALTY SHEET**

UNITED STATES v. KAY HOMER DANIELS, III

COUNT ONE

(21 U.S.C. § 841(a)(1), (b)(1)(B)(iii))

IF NO 21 U.S.C. §851 INFORMATION FILED ALLEGING PRIOR FELONY NARCOTICS CONVICTION:

Imprisonment:	Maximum 40 Years Imprisonment Mandatory Minimum 5 Years Imprisonment
Fine:	Maximum \$2,000,000
Supervised Release:	Maximum Lifetime Supervised Release Mandatory Minimum 4-Year Term of Supervised Release
Special Assessment:	\$100

IF 21 U.S.C. §851 INFORMATION FILED ALLEGING PRIOR FELONY NARCOTICS CONVICTION:

Imprisonment:	Maximum Life Imprisonment Mandatory Minimum 10 Years Imprisonment
Fine:	Maximum \$4,000,000
Supervised Release:	Maximum Lifetime Supervised Release Mandatory Minimum 8-Year Term of Supervised Release
Special Assessment:	\$100

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION
VENUE: OAKLAND

~~SEALED BY ORDER
OF THE COURT~~

UNITED STATES OF AMERICA,

v.

KAY HOMER DANIELS, III,
a/k/a "K,"

CR06-00700

MJJ

FILED
2006 OCT 19 PM 3:26
RICHARD W. WILKINS
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

a

DEFENDANT.

INDICTMENT

VIOLATION: 21 U.S.C. Sections 841(a)(1),(b)(1)(B)(iii) - Distribution of
Cocaine Base

A true bill.

[Signature]

Foreman

Filed in open court this 19th day of
OCT. 2006.

Clerk

Bail, \$

No bail arrest warrant.
Wayne D. Brazil 10-19-06

1 KEVIN V. RYAN (CASBN 118321)
2 United States Attorney

FILED

2006 OCT 19 PM 3:26

RICHARD W. VIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 KAY HOMER DANIELS, III,
a/k/a "K,"

15 Defendant.
16
17

No.

CRO6-00700

VIOLATION: 21 U.S.C. §§ 841(a)(1),
(b)(1)(B)(iii) – Distribution of Cocaine Base

OAKLAND VENUE

18 INDICTMENT

19 The Grand Jury charges:

20 COUNT ONE: (21 U.S.C. §§ 841(a)(1), (b)(1)(B)(iii) – Distribution of Cocaine Base)

21 1. On or about August 23, 2006, in the Northern District of California, defendant,

22 KAY HOMER DANIELS, III,
23 a/k/a "K,"

24 knowingly and intentionally distributed a Schedule II controlled substance, namely,
25 approximately 11.8 grams of a mixture or substance containing a detectable amount of cocaine

26 ///

27 ///

28 ///

INDICTMENT

base, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(iii).

DATED:


A TRUE BILL.

Oct. 19, 2006

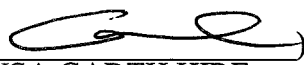


FOREPERSON

KEVIN V. RYAN
United States Attorney



W. DOUGLAS SPRAGUE
Chief, Oakland Branch

(Approved as to form: )

AUSA GARTH HIRE

INDICTMENT